

**AMENDMENTS TO THE CLAIMS:**

This listing of claims will replace all prior versions, and listings, of claims in the International application:

**Listing of Claims:**

1. (Previously Presented) Functional food containing a physiologically compatible phospholipid-containing stable matrix consisting of a supporting material in the form of (un)modified carbohydrates and proteins, hydrophobic materials such as waxes, triglycerides, lipids and polymers or mineral components such as silicates and mixtures thereof, and containing  $\geq 5$  % by weight based on a starting material of acetone-insoluble phospholipid components as a bioactive component.
2. (Original) Functional food as claimed in claim 1, characterized in that it is a liquid, solid or semiliquid form of administration.
3. (Original) Functional food as claimed in claim 2, characterized in that it is a tea, coffee, milk or mineral drink, soft, power or energy drink, a vegetable, fruit or bark juice or nectar, liquid spice, elixir or tonic, soft drink or beer.
4. (Original) Functional food as claimed in claim 2, characterized in that it is a cereal product, a spice, an extract of plants, fruits or bark, a bar, pasta, sweet, slice or a soft product such as gummy and foam product.
5. (Original) Functional food as claimed in claim 2, characterized in that it is a fermented milk product such as butter, yogurt, cottage cheese, kumis, kefir, ready-to-use sauces, margarine, bread spread or creme.
6. (Previously Presented) Specialized food containing a physiologically compatible phospholipid-containing stable matrix consisting of a supporting material in the form of (un)modified carbohydrates and proteins, hydrophobic materials such as waxes, triglycerides, lipids and polymers or mineral components such as silicates and

mixtures thereof, and containing > 5 % by weight based on a starting material of acetone-insoluble phospholipid components as a bioactive component.

7. (Original) Specialized food as claimed in claim 6, characterized in that it is a food for tube feeding.

8. (Currently Amended) Food as claimed in claim 1, with the matrix being pellets, granulates, or capsules, ~~especially or microcapsules, preferably composed of a coat and a bioactive core.~~

9. (Currently Amended) Food as claimed in claim 6, wherein the matrix contains  $\geq 15\%$  by weight ~~in each case~~ based on the starting material of acetone-insoluble phospholipid components as the bioactive component.

10. (Currently Amended) Food as claimed in claim 9, wherein the matrix contains between 5 and 90 % by weight, ~~in particular between 20 and 80 % by weight and particularly preferably between 40 and 70 % by weight in each case~~ based on the starting material of acetone-insoluble phospholipid components.

11. (Previously Presented) Food as claimed in claim 1, characterized in that the matrix contains phosphatidyl serine, phosphatidyl choline, phosphatidyl ethanolamine, phosphatidyl inositol, phosphatidyl glycerol, lyso variants thereof and/or derivatives thereof as acetone-insoluble components, and/or sphingophospholipids in particular sphingomyelin.

12. (Cancelled)

13. (Previously Presented) Food as claimed in claim 1, wherein the carbohydrates are starch (derivatives), mono- and disaccharides and their sugar alcohols, glucose syrup, dextrans and hydrocolloids such as alginates, pectins, chitosan and cellulose (derivatives).

14. (Previously Presented) Food as claimed in claim 13, wherein the proteins are plant, animal or microbial proteins such as zein, gluten, gelatin, casein or whey proteins, single-cell proteins, proteins from algae or texturized proteins or mixtures thereof.

15. (Currently Amended) Food as claimed in claim 14, wherein the proportion of supporting material is  $\leq 95\%$  by weight ~~and in particular between 30 and 80 % by weight~~ based on the total weight of the matrix.

16. (Currently Amended) Food as claimed in claim 15, wherein the total matrix has a diameter between 1.0  $\mu\text{m}$  and 5.0 mm ~~and in particular 0.5 to 2.5 mm especially in a capsule form.~~

17. (Previously Presented) Food as claimed in claim 16, wherein the matrix contains additional bioactive substances such as amino acids, vitamins, polyphenols, carbohydrates, lipids, trace elements, mineral substances and suitable derivatives thereof.

18. (Previously Presented) Food as claimed in claim 17, wherein the matrix is spherical or has a lens shape.

19. (Previously Presented) Food as claimed in claim 18, containing the matrix as microcapsules having a preferred diameter between 0.5 and 500  $\mu\text{m}$ .

20. (Previously Presented) Food as claimed in claim 20, wherein the matrix has liquid contents.

21. (Currently Amended) Food as claimed claim 19, wherein the matrix develops a delayed release especially in the gastro-intestinal tract (GI tract)

22. (Canceled)

23. (Original) A pharmaceutical preparation for preventing elevated serum cholesterol levels and diabetes symptoms, strengthening mental fitness, exercising tolerance and fitness, comprising the food claimed in claim 1.

24. (New) Method for preventing elevated serum cholesterol levels and diabetes symptoms, for strengthening mental fitness and/or for exercising tolerance and fitness in a subject, comprising:

- a) providing food as claimed in claim 1;
- b) producing a pharmaceutical preparation comprising said food; and
- c) administering an effective amount of said pharmaceutical preparation to said subject.

25. (New) Food as claimed in claim 8, wherein the matrix is composed of a coat and a bioactive core.

26. (New) Food as claimed in claim 10, wherein the matrix contains between 20 and 80 % by weight based on the starting material of acetone-insoluble phospholipid components.

27. (New) Food as claimed in claim 26, wherein the matrix contains between 40 and 70 % by weight based on the starting material of acetone-insoluble phospholipid components.

28. (New) Food as claimed in claim 15, wherein the proportion of supporting material is between 30 and 80 % by weight based on the total weight of the matrix.

29. (New) Food as claimed in claim 16, wherein the total matrix has a diameter between 0.5 to 2.5 mm, especially in a capsule form.